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W.E. DAVIS CH. CLK. W.E. DAVIS CH. CLK.

Mississippi

# RELEASE OF DEED OF TRUST AND SECURITY AGREEMENT AND OF ASSIGNMENT OF LEASES AND RENTS

KNOW ALL MEN BY THESE PRESENTS, THAT SUNTRUST BANK (the "Agent"), which is the successor by merger to SunTrust Bank, Nashville, N.A., having an address at 201 4<sup>th</sup> Avenue North, Nashville, Tennessee 37219, in consideration of TEN DOLLARS (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, does hereby RELEASE, CONVEY AND QUIT CLAIM unto ATLANTIC FINANCIAL GROUP, LTD. (the "Borrower"), and its successors and assigns, all of the right, title, interest, claim or demand whatsoever which the Agent may have acquired in, through or by the Deeds of Trust and Security Agreement described on Schedule I hereto and the Assignments of Leases and Rents described on Schedule II hereto (collectively the "Mortgage Documents") in and to the property (collectively, the "Real Estate") subject to the Mortgage Documents, together with all appurtenances and privileges thereunto belonging or appertaining.

This Release does not release any covenants, warranties, indemnities or other obligations of Borrower or any other party under the Mortgage Documents which by their terms expressly survive the release or termination of the Mortgage Documents; provided, however, that this Release shall act as a full release and termination of all liens, claims and interests the Agent possesses under the Mortgage Documents in and to the Real Estate.

#### **Indexing Instructions:**

Lot 14, Holiday Crossing Planned Unit Development Section 26, Township 1 South, Range 6 West DeSoto County, Mississippi WITNESS our hands and seal this \_\_\_\_\_day of June, 2002.

SUNTRUST BANK, as Agent \_

By: Name:

Title: J. SCOTT DEV

Address of SunTrust Bank: 201 4<sup>th</sup> Avenue North

Nashville, Tennessee 37219 Telephone No.: (615) 748-5715

## P BK94 PG 749

STATE OF GEORGIA	)	
	)	SS
COUNTY OF FULTON	( )	

I, Susum for the County and State aforesaid, DO HEREBY CERTIFY that J. Scott Device., personally known to me to be the same person whose name is, as Vice of SUNTRUST BANK, subscribed to the foregoing instrument, appeared before me this day in person and acknowledged to me that s/he, being thereunto duly authorized, signed and delivered said instrument as his/her own free and voluntary act and as the free and voluntary act of said Bank for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this

01 34110, 2002

Notary Public

My Commission expired,

This instrument was Head are

Rex A. Pale Esq. A Mayer, Brown Rowe & N 190 South LaSalle Street

Chicago, Illinois 60603

After recording return to:

Milton Smith Dollar General Corporation 100 Mission Ridge Goodlettsville, Tennessee 37072 P BK 94 PG 150

BK 1528PG 0517

#### **SCHEDULE I**

Recording

State Mississippi County Desoto Site #

Location

BM-00020 10956 Nichols Blvd.

City

Olive Branch

Date

**Document Number** 

07/15/1999 BK 1129, PG 320

P BK 94 PG 751

### **SCHEDULE II**

Recording

State Mississippi County Desoto Site #

Location

BM-00020 10956 Nichols Blvd.

City Olive Branch **Date** 07/15/1999

Document Number

BK 81, PG 673

## P BK 94 PG 752

**INDEXING INSTRUCTIONS** 

STATE OF MISSISSIPPI COUNTY OF DESOTO SECTION 26, T1S,R6W LOT 14, HOLIDAY CROSSING PLANNED UNIT DEVELOPMENT

#### **EXHIBIT A**

Lot 14, Holiday Crossing Planned Unit Development, situated in Section 26, Township 1 South, Range 6 West, in DeSoto County, Mississippi, as shown on Plat of record in Plat Book 57, Pages 10-11, in the Office of the Chancery Clerk of DeSoto County, Mississippi, to which Plat reference is made for a more particular description.

INDEXING INSTRUCTIONS

STATE OF MISSISSIPPI COUNTY OF DESOTO LOT 7A OF RESUBDIVISION OF LOT 7 AND 8 DANAIR SUBDIVISION

Exhibit A

All of Lot 7A of the Resubdivision of Lot 7 and 8 Danair Subdivision in Plat filed of record May 11, 1999 and recorded in Plat Book 66, Page 27 of the land records of the Chancery Clerk of Southaven, DeSoto County, Mississippi.